

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

LIBERTARIAN PARTY OF SOUTH DAKOTA, et al,	)	Civ. No. 15-4111-KES
	)	
Plaintiffs,	)	PLAINTFFS' MOTIONS:
	)	(1) FOR PRELIMINARY INJUNCTION
v.	)	
	)	AND
SHANTEL KREBS, et al,	)	
	)	(2) TO EXPEDITE BRIEFING
Defendants.	)	
	)	

Pursuant to Rule 65 of the Federal Rules of Civil Procedure, Plaintiffs respectfully request the issuance of a preliminary injunction. This injunction would halt Defendants' enforcement of the March 29, 2016 deadline mandated by SDCL § 12-5-1 by which a new or newly-qualifying political party must submit a petition to the South Dakota Secretary of State in order for that party to have its name appear on the November 2016 election ballot. Unless such an injunction is issued, Plaintiffs are likely to suffer irreparable injury on March 29 when the deadline goes into effect. The nature of Plaintiffs' injury and the grounds upon which this motion are based are set forth in an accompanying Brief.

Local Rule 7.1(B) provides that a party has 21 days to respond to a motion unless "otherwise specifically ordered by the court," and that the moving party then has 14 days to reply. Due to the urgent nature of this matter, Plaintiffs request that the Court order Defendants to file their response within 10 days (that is, by March 3, 2016) and Plaintiffs file their reply within five days (that is, by March 8, 2016).

Respectfully submitted this 22nd day of February, 2016.

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 22, 2016, I electronically filed the foregoing Motions with the Clerk of Court using the CM/ECF system which sent a notice of electronic filing to the following person:

Ellie J. Bailey              Ellie.Bailey@state.sd.us

/s/ Stephen L. Pevar

Stephen L. Pevar